

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** By Chairman Scott Mendenhall, on April 18, 2007  
at 10:30 A.M., in Room 172 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Scott Mendenhall, Chairman (R)  
Rep. Jim Keane, Vice Chairman (D)  
Rep. Mike Milburn, Vice Chairman (R)  
Rep. Elsie Arntzen (R)  
Rep. Shannon Augare (D)  
Rep. Scott Boggio (R)  
Rep. Ernie Dutton (R)  
Rep. Kevin T. Furey (D)  
Rep. Ralph Heinert (R)  
Rep. Llew Jones (R)  
Rep. Harry Klock (R)  
Rep. Michele Reinhart (D)  
Rep. Wayne Stahl (R)  
Rep. Bill Thomas (D)  
Rep. Kendall Van Dyk (D)

**Members Excused:** Rep. Jonathan Windy Boy (D)

**Members Absent:** None

**Staff Present:** Bart Campbell, Legislative Branch  
Nancy Kraft, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted:	None
Executive Action:	HJR 51; SB 173; SB 265; SB 417; SB 451; SB 475; SB 531; SB 535; SB 211



**EXECUTIVE ACTION ON HJR 51**

00:02:51 **Motion:** Rep. Milburn moved that HJR 51 **BE ADOPTED.**

**Discussion:**

00:03:06 Rep. Arntzen  
00:04:19 Rep. Milburn  
00:04:39 Rep. Augare  
00:05:16 Rep. Keane  
00:05:25 Rep. Reinhart

00:06:12 **Vote:** Motion failed 8-8 by roll call vote with Reps. Arntzen, Augare, Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting aye. Reps. Windy Boy and Stahl voted by proxy.

**EXECUTIVE ACTION ON SB 173**

00:07:50 **Motion:** Rep. Milburn moved that SB 173 **BE CONCURRED IN.**

**Discussion:**

00:08:06 Rep. Milburn  
00:08:55 Rep. Keane  
00:09:31 Rep. Mendenhall  
00:10:37 Rep. Arntzen  
00:11:15 Rep. Augare  
00:11:54 Rep. Jones  
00:13:43 Rep. Milburn  
00:13:54 Rep. Augare  
00:14:10 Rep. Keane

00:14:41 **Vote:** Motion carried 9-7 by roll call vote with Reps. Boggio, Dutton, Heinert, Klock, Mendenhall, Milburn, and Stahl voting no. Reps. Windy Boy and Stahl voted by proxy. Rep. Augare will carry the bill.

**EXECUTIVE ACTION ON SB 265**

00:15:57 **Motion/Vote:** Rep. Heinert moved that SB 265 **BE TABLED.** Motion failed 7-7 by roll call vote of those present and voting with Reps. Arntzen, Boggio, Heinert, Jones, Klock, Mendenhall, and Milburn voting aye.

00:17:42 **Motion:** Rep. Keane moved that SB 265 **BE CONCURRED IN.**



**Discussion:**

00:18:12 Rep. Keane

00:18:32 **Vote:** Motion failed 6-10 by roll call vote with Reps. Augare, Furey, Keane, Reinhart, Thomas, and Windy Boy voting aye. Reps. Windy Boy and Stahl voted by proxy.

00:19:26 **Substitute Motion/Vote:** Rep. Keane moved that SB 265 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Reps. Windy Boy and Stahl voted by proxy.

**EXECUTIVE ACTION ON SB 417**

00:20:03 **Motion:** Rep. Thomas moved that SB 417 **BE CONCURRED IN**.

**Discussion:**

00:20:32 Rep. Dutton

00:21:33 Rep. Keane

00:22:50 Rep. Jones

00:25:34 Rep. Augare

00:26:13 Rep. Mendenhall

00:28:12 **Vote:** Motion failed 8-8 by roll call vote with Reps. Augare, Furey, Jones, Keane, Stahl, Thomas, Van Dyk, and Windy Boy voting aye. Reps. Windy Boy and Stahl voted by proxy.

**EXECUTIVE ACTION ON SB 451**

00:29:10 **Motion:** Rep. Keane moved that SB 451 **BE CONCURRED IN**.

**Discussion:**

00:29:39 Rep. Keane

00:30:55 Rep. Furey

00:31:37 Rep. Klock

00:31:56 Rep. Milburn

00:32:41 Rep. Jones

00:34:11 **Vote:** Motion failed 7-9 by roll call vote with Reps. Augare, Keane, Klock, Reinhart, Thomas, Van Dyk, and Windy Boy voting aye. Reps. Windy Boy and Stahl voted by proxy.

00:35:04 **Substitute Motion/Vote:** Rep. Keane moved that SB 451 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Reps. Windy Boy and Stahl voted by proxy.



**EXECUTIVE ACTION ON SB 475**

00:35:35 **Motion:** Rep. Keane moved that SB 475 **BE CONCURRED IN.**

**Discussion:**

00:35:53 Rep. Keane  
00:36:22 Rep. Milburn  
00:36:27 Rep. Furey

00:36:42 **Substitute Motion/Vote:** Rep. Milburn made a substitute motion that SB 475 **BE TABLED**. Substitute motion carried 13-1 by voice vote by those present and voting with Rep. Augare voting no.

**EXECUTIVE ACTION ON SB 531**

00:37:37 **Motion:** Rep. Reinhart moved that SB 531 **BE CONCURRED IN.**

**Discussion:**

00:37:45 Rep. Reinhart  
  
00:39:34 **Vote:** Motion failed 8-8 by roll call vote with Reps. Arntzen, Augare, Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting aye. Reps. Windy Boy and Stahl voted by proxy.

**EXECUTIVE ACTION ON SB 535**

00:39:48 **Motion/Vote:** Rep. Milburn moved that SB 535 **BE CONCURRED IN**. Motion carried 13-3 by voice vote with Reps. Boggio, Stahl, and Mendenhall voting no. Reps. Windy Boy and Stahl voted by proxy. Rep. Dutton will carry the bill.

**EXECUTIVE ACTION ON SB 211**

00:41:17 **Motion:** Rep. Reinhart moved that SB 211 **BE CONCURRED IN.**  
00:42:20 **Motion:** Rep. Reinhart moved that SB 211 **BE AMENDED.**  
[EXHIBIT \(buh82a01\)](#)

**Discussion:**

00:42:30 Rep. Reinhart



00:43:30 **Vote:** Motion carried 13-3 by voice vote with Reps. Boggio, Mendenhall, and Milburn voting no. Reps. Windy Boy and Stahl voted by proxy.

00:44:44 **Motion:** Rep. Reinhart moved that SB 211 **BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:44:52 Rep. Boggio

00:46:41 Without objection, Rep. Mendenhall agreed to continue action on SB 211 without the MOTION TO RECONSIDER, which is used to reconsider a bill that has already been tabled.

00:47:14 Rep. Keane

00:48:28 Rep. Arntzen

00:48:44 Rep. Reinhart

00:49:07 **Vote:** Motion failed 7-9 by roll call vote with Reps. Augare, Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting aye. Reps. Windy Boy and Stahl voted by proxy.

00:49:58 **Substitute Motion/Vote:** Rep. Milburn made a substitute motion that SB 211 **BE TABLED AND THE VOTE REVERSED.** Substitute motion carried unanimously by voice vote. Reps. Windy Boy and Stahl voted by proxy.



**ADJOURNMENT**

00:50:44 Adjournment: 11:30 A.M.

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REP. SCOTT MENDENHALL, Chairman

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NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

**EXHIBIT ([buh82aad.pdf](#))**